

APR. 17. 2006 3:08PM

7635146982 MEDTRONIC

NO. 0708 P. 1

DOCKET NO.: P9418.00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
RCE TRANSMITTAL

In re Application of: Markus Haller et al.

For: SYSTEM AND METHOD FOR REMOTE PROGRAMMING OF AN IMPLANTABLE MEDICAL
DEVICE

Serial No.: 09/764,681
Filed: January 18, 2001

(2) CERTIFICATE UNDER 37 CFR §1.8 I hereby certify that the paper(s)
total) as described herein are being sent to teletelfacsimile No. (571) 273-8300,
MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450, on April 17, 2006.

Molly Chlebeck

Signature

MOLLY CHLEBECK

Printed Name

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Mail Stop RCE
Commissioner for Patents
P.O. Box 1450,
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

- Request for RCE Transmittal
- Applicant requests a ____-month extension of time to respond to the Final Office Action dated _____, from _____ to _____.
- Please charge Deposit Account No. 13-2546 in the amount of \$790.00 for the RCE fee as required under 37 CFR 1.17(e). The Commissioner is authorized to charge any deficiencies, and credit any overpayments, to Deposit Account No. 13-2546.
- Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.

Date

17 April 06

Paul M. McDowell

Paul M. McDowell, Reg. No. 34,873
Telephone: (763) 514-3351
Customer No. 27581

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NO. 0708 P. 2

APR 17 2006

PTO/SB/30 (08-00)

Approved for use through 10/31/2002, OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Request

FOR

**Continued Examination (RCE)
TRANSMITTAL**Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
Provides for continued examination of an utility or plant
application

Filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number

09/764,681

Filing Date

January 18, 2001

First Named Inventor

Markus Haller

Group Art Unit

2142

Examiner Name

B. Prieto

Attorney Docket Number

P9418.00

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114**a. Previously submitted**

- i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on March 15, 2006
(Any unentered amendment(s) referred to above will be entered).
- ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. Other _____

b. Enclosed

- i. Amendment/Reply
- ii. Affidavit(s)/Declaration(s)
- iii. Information Disclosure Statement (IDS)
- iv. Other _____

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

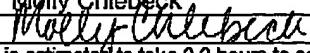
- a. The Director is hereby authorized to charge the following fees, as well as any deficiencies, or credit any overpayments, to Deposit Account No. 13-2546
 - i. RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. Other _____
- b. Check in the amount of \$_____ enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Paul H McDowell	Registration (Attorney/Agent)	No. 34,873
Signature		Date	<u>17 April 06</u>

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Molly Chlebeck	Date	April 17, 2006
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES and Completed Forms to the following address: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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